

GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

PUBLIC SERVICES – CT Department – Zone.II - Sri B.Pentan Naidu, DCTO, O/o CTO, Kakinada – Regularization of services and commencement of probation w.e.f. date of joining i.e. 23.03.2005 in relaxation of Rule 16(h) of APS & SS Rules, 1996 – Permission accorded - Orders – Issued.

REVENUE (CT.I) DEPARTMENT

G.O.Rt.No.225

Dated:19.02.2014.

Read the following:

1. G.O.Rt.No.52, Rev(CT.I) Dept., dated.09.01.2012
2. Hon'ble APAT, Hyderabad interim orders, dated.06.09.2013
in O.A.No.6621 of 2013.
3. Sri B.Pentan Naidu, DCTO, O/o.CTO, Kakinada, representation,
dated.18.10.2013.
4. From the CCT Ref No.DX1/1017/2013, dated.23.11.2013.

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ORDER:

Sri B.Pentan Naidu was appointed as ACTO through Direct Recruitment and joined in the CT Department as ACTO on 23.03.2005 and he has passed the last departmental test i.e. LF Audit Paper.IV on 03.02.2010, beyond three years of probation period. Accordingly, in G.O 1st read above orders were issued declaring that he shall be deemed to have completed his probation two years anterior to the date of publication of results by the APPSC i.e., 31.07.2008.

2. In the reference 2nd read above, the Hon'ble APAT has disposed the O.A No.6621/2013 in admission stage on 06.09.2013. The operative portion of the orders of Hon'ble Tribunal are hereunder:

" In view of the submissions made by the learned counsel for the applicant and after going through the material placed on record, this Tribunal is convinced that the claim of the applicant in the present O.A., is squarely covered by the orders contained in O.A.No.1710/2008, dated.23.04.2010 and therefore, this O.A., is also being disposed of at the admission stage on similar lines as in O.A. No.1710/2008, dated.23.4.2010. "

3. In the reference 3rd cited, Sri B.Pentan Naidu, DCTO has stated that he has not appeared for the departmental tests conducted by the APPSC during July, 2006 session, January, 2007 session and July, 2007 session as he suffered and undergone treatment for " WRITER's CRAMP (TASK-SPECIFIC DYSTONIA), the disease impairs his handwriting and makes it very slow, and therefore, requested the Govt. to declare his probation w.e.f. date of joining i.e. 23.03.2005 under relaxation of Rule 16(h) of APS & SS Rules, 1996.

4. The Commissioner of Commercial Taxes, Hyderabad in his letter, Dated.23.11.2013 has therefore, requested the Govt. for relaxation of rule 16(h) read with rule 31 of APS & SS Rules, 1996, in view of the orders of Hon'ble APAT, Dated.06.09.2013 in O.A.No.6621 of 2013.

5. It is observed that the, APPSC has issued notification for Jan,2008 session in January 2009 instead of Jan,2008; with a delay of 17 months and the exam was conducted in August 2009 instead of May, 2008; with a delay of 15 months

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and results were published on 22.02.2010 instead of last Thursday of July, 2008 i.e. 31.07.2008; with a delay of 19 months from the scheduled period. The delay in passing the last departmental test due to conducting of departmental tests by APPSC, cannot be attributed to the individual.

6. Government after careful examination of the matter and keeping in view of the orders of Hon'ble APAT, Dated.06.09.2013 in O.A.No.6621 of 2013, observe that Sri B.Pentan Naidu, ACTO has passed the last departmental exam i.e. LF Audit Paper.IV on 03.02.2010. The individual could not appear for the departmental tests conducted by the APPSC during July, 2006 session, January, 2007 session and July, 2007 session as he suffered and undergone treatment for " WRITER's CRAMP (TASK-SPECIFIC DYSTONIA) and the departmental tests of May, 2008 and Nov, 2008 sessions were clubbed with the tests of May, 2009 session. Therefore, it is decided to relax 16(h) of APS & SS Rules, 1996 in favour of the individual by invoking the powers of relaxation conferred under Rule 31 of APS & SS Rules, 1996.

7. Accordingly, in supersession of the orders issued in the GO 1st read above and in exercise of the powers conferred U/r 31 of the APS & SS Rules, 1996, Government hereby relax rule 16(h) of Andhra Pradesh State and Subordinate Service Rules, 1996 in favour of Sri B.Pentan Naidu, ACTO(DR), to regularize his services and commencement of probation w.e.f. date of joining i.e. 23.03.2005 and to fix his seniority in the cadre of ACTO accordingly in terms of ranking assigned by the APPSC .

8. The Commissioner of Commercial Taxes, Hyderabad shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**S.P.SINGH
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Commissioner of Commercial Taxes, Hyderabad.

Copy to: the individual through the Commissioner of Commercial Taxes, Hyderabad.

SF/SCs.

// FORWARDED BY ORDER//

SECTION OFFICER